

Serial No. 55127

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 31 1990

Returned to applicant for correction

Corrected application filed Map filed AUG 15 1990

The applicant NEWMONT GOLD COMPANY

P.O. Box 669 of Carlin  
Street and No. or P.O. Box No. City or Town

Nevada 89822 hereby make application for permission to change the  
State and Zip Code No. point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Permit No. 52999 (PPW-2)  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.

1. The source of water is Underground (Genesis Pit Sump)  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.223 cfs 52.5 MGA  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining, Milling & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining, Milling & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW 1/4 SE 1/4 Section 31, T.36N., R.50E., MDM  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the SE Corner of said Section 31 bears S 35° 14' 33"  
distance to a section corner. If on unsurveyed land, it should be stated.  
E 2863.50 feet

6. The existing permitted point of diversion is located within NW 1/4 NE 1/4 Section 19, T.36N., R.50E.,  
If point of diversion is not changed, do not answer.  
MDM at a point from which the NE Corner of said Section 19 bears N 74° 45'  
17" E 1850.55 feet

7. Proposed place of use Sections 29, 30, 31, and 32, T.36N., R.50E., MDM and Sections  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
3 and 4, T.35N., R.50E., MDM

8. Existing place of use Sections 17, 18, 19 and 20, T.36N., R.50E., MDM  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Ditchline from seeps within the Genesis  
State manner in which water is to be diverted, i.e. diversion structure,  
Pit to a Sump Pump, Standpipe and Water Trucks  
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$1000.00  
Completed as described above. A Proof of Completion  
13. Estimated time required to construct works will be filed upon approval of this application  
and issuance of permit

14. Estimated time required to complete the application of water to beneficial use. 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application is being filed to replace a temporary permit #54156-T (expires 12/13/90) under which a Sump Pump has been installed to collect water seepage

in the Genesis Pit. Ann. Consumptive Use: 0.223 cfs x 60 x 24 x 365 = 52.50 MGA

Use map filed under Permit No. 52999 for existing point of diversion and place of use

By s/Gregory M. Bilyeu  
Gregory M. Bilyeu - Agent  
5405 Mae Anne Ave.  
Reno, Nevada 89523

Compared bc/ nsm am/se

Protested \_\_\_\_\_

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 52999 is issued subject to the terms and conditions imposed in said Permit 52999 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued contingent upon approval by the Nevada Division of Environmental Protection.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.223 cubic feet per second, but not to exceed 52.5 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 3, 1991

Proof of completion of work shall be filed before September 3, 1991

Application of water to beneficial use shall be made on or before August 3, 1994

Proof of the application of water to beneficial use shall be filed on or before September 3, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed SEP 16 1991

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 1st day of May,

A.D. 1991

R. Michael Turnipseed  
 State Engineer

## (PERMIT TERMS CONTINUED)

This permit is issued subject to the water management plan and water management plan addendum among Barrick Goldstrike Mines, Inc.; Newmont Gold Company; and T S Ranch Joint Venture dated May 1, 1989.

Any water obtained as a result of the dewatering operation of Barrick Goldstrike Mines, Inc. or Newmont Gold Company shall be used first by the permittee for mining, milling, heap leaching, drilling, road watering and other related mining and milling uses hereinafter referred to as mining and milling uses within the described place of use and prior to any use of the water authorized under Permits 49960, 50567, 50688, 50939, 51074, 51750, 51963, 52354, 52795, 52796, 52797, 52999, 53000, 54335, 54336, 54337, 54338, 54598-T, 55315-T, 55316-T, 55317-T, 55318-T, 55127, 55128, 55795-T and 55796-T.

The total amount of water under the above mentioned permits shall not exceed 2,000 million gallons annually.

The State Engineer retains the right to regulate the pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

A monthly report shall be submitted to the State Engineer within 10 days from the end of the month which shall include the amount pumped from each well and the amount used for each mining and milling purpose.

